IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MRS. JUSTICE: **T. MEENA KUMARI**
AND
THE HON'BLE MR. JUSTICE: **GOPALA KRISHNA TAMADA**

CCCA. NO. 164 OF 2004

(Appeal under Section 96 OF Cpc against the Decree and Judgment of the Court of the X Additional Chief Judge (FTC) City Civil Court, Hyderabad, made in O. S. No. 81 of 1999, dated 25-03-2004.)

Between:-

1. Smt. Nirmala Deen.
2. Smt. Shobhana Menon.
3. Smt. Jayanti Ahmed Razvi.

Appellants/Defendants 1 to 3

AND

1. G. Janardhan Reddy S/O Late Veera Reddy, 65 years, R/O 2-2-647/235, Sreenivasa Nagar Colony, Bagh Amberpet, Hyderabad.
2. Smt K. Aruna W/O Sri K. Prathap Reddy, 40 years, R/O 2-2-647/235, Sreenivasa Nagar Colony, Bagh Amberpet, Hyderabad.
3. Smt. G. Sarojini W/O Sri G. Janardhan Reddy, 60 years, R/O 2-2-647/235, Sreenivasa Nagar Colony, Bagh Amberpet, Hyderabad.
4. M. Linga Reddy S/O Late Malla Reddy, 43 years, R/O 2-2-320, Amberpet, Hyderabad.
5. N. Yugandhar Reddy S/O Sri N. Raja Reddy, 39 yeas, R/O A –4/2, Erramanjil Colony, Hyderabad.
6. G. Som Reddy S/O G. Raja Reddy, 35 years, R/O 2-2-81/A, Amberpet, Hyderabad.

Respondents/Plaintiffs

7. Dr. Aslam Sikander Din S/O Late Mr. J. D. M. Din, 80 years, R/O 11, Manor Road, Cheam Sutton, Surrey, SM 27 AG, England.

Respondent/4th Defendant

This Appeal coming on for hearing upon perusing Appeal and memo of grounds filed herein and the order of the High Court dated: 13-09-2004 and made herein and upon hearing the arguments of Mr. B.V. Krishna Rao, Advocate for the appellants and of Mr. M. Narender Reddy, Advocate for the respondents, the Court made the following

ORDER:

"When the matter is taken up for hearing on different dates, the

learned Counsel for the appellants submits that an amount of Rs. 25 lakhs is lying with the bank. This Court by order dated: 13-09-2004 observed as:

> ***"In view of the oral settlement arrived at between the parties for an amount of Rs. 25,00,000/- including Costs of the appeal, a statement was made by the learned counsel that the said amount of Rs. 25,00,000/- is lying with the Bank, accordingly a liberty may be given to the appellants to withdraw the said amount so as to enable the appellants to pay the amount to the learned counsel for the respondents by way of Demand Draft"..***

While so, today, when the matter is taken up for hearing, it is brought to the notice of this Court by Mr. B.V. Krishna Rao, the learned counsel for the appellants that Standard Charted Bank, Somajiguda, in which the amount of Rs. 25 lakhs, is kept lying in the F.D. Account, is not allowing the appellants to withdraw the same on the ground that the said Bank is not a party to the proceedings in question.

In the facts and circumstances of the case and in view of the above statement, we direct the Standard Chartered Bank, Somajiguda to release the amount of Rs. 25,00,000/- lying in F.D. account of the appellants and transfer the said amount to the credit of the Savings account of the appellants by today evening.

Post on 24-09-2004 for compliance".

ASSISTANT REGISTRAR

// TRUE COPY //

FOR ASSISTANT REGISTRAR

To

1. The X Additional Chief Judge, City Civil Court, (Fast Track), Hyderabad.
2. Standard Charted Bank, Somajiguda, Hyderabad. **(BY SPECIAL MESSENGER)**
3. G. Janardhan Reddy S/O Late Veera Reddy, 65 years, R/O 2-2-647/235, Sreenivasa Nagar Colony, Bagh Amberpet, Hyderabad.
4. Smt K. Aruna W/O Sri K. Prathap Reddy, 40 years, R/O 2-2-647/235, Sreenivasa Nagar Colony, Bagh Amberpet, Hyderabad.

5. Smt. G. Sarojini W/O Sri G. Janardhan Reddy, 60 years, R/O 2-2-647/235, Sreenivasa Nagar Colony, Bagh Amberpet, Hyderabad.
6. M. Linga Reddy S/O Late Malla Reddy, 43 years, R/O 2-2-320, Amberpet, Hyderabad.
7. N. Yugandhar Reddy S/O Sri N. Raja Reddy, 39 yeas, R/O A –4/2, Erramanjil Colony, Hyderabad.
8. G. Som Reddy S/O G. Raja Reddy, 35 years, R/O 2-2-81/A, Amberpet, Hyderabad.
9. Dr. Aslam Sikander Din S/O Late Mr. J. D. M. Din, 80 years, R/O 11, Manor Road, Cheam Sutton, Surrey, SM 27 AG, England. **(BY AIR MAIL with a copy of petition and memo of grounds)**
10. Two Spare copies

Ksv

HIGH COURT

Ksv
Date of drafting: 23-09-2004

TMKJ
&
TGKJ

DATE: 23-09-2004

NOTE: POST ON 24-09-2004

ORDER

CCCA. No. 164 of 2004

DIRECTION

HIGH COURT
DT.16/06/200

ORDER
CMA.NO.1397 OF 1999.

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
WEDNESDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE M.NARAYANA REDDY
CIVIL MISCELLANEOUS APPEAL NO : 1397 of 1999

Between:-

M/s. Sri Venkateswara Gas Services, 2-2-388/3/A, K.T.Road, Thirupathi, rep., by its Proprietor N.Surendra Babu.

..... APPELLANT

AND

1. The Regional Director, ESI Corporation, Hill Fort Road, Hyderabad.
2. The Recovery Officer, E.S.I., Corporation, Hillfort Road, Hyderabad.

.....RESPONDENTS

Appeal against the order of the court of the Employees Insurance Court and Chairman Industrial Tribunal – I, Hyderabad dated 6/11/1998 made in E.I. Case No.22/1997 Industrial Tribunal.

This appeal coming on for hearing upon perusing the Memorandum of Appeal, the orders of the Lower Court and the material paper in the case and upon hearing the arguments of Mr.G.Vidyasagar, Advocate, for the Appellant and of Mr. B.G.Ravindra Reddy, Advocate for the Respondents.

This Court doth order and decree that the decree of the Lower Court be and hereby is confirmed and this Civil Miscellaneous Appeal is dismissed and this Court doth further order and decree that there be no order as to costs in this CMA.

Sd/-M.F.QURESHI
ASST., REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Chairman, Employees Insurance Cum-Industrial Tribunal - I at Hyderabad (With Records.)
2. 2 C.D. Copies.

s.sl.

HIGH COURT
DT.16/06/2004

DECREE
CMA.NO.1397 OF 1999.

DISMISSING THE CMA IN THAT COSTS.

S.SL.